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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. PF15-26-000]

#### Corpus Christi Liquefaction, LLC, Cheniere Corpus Christi Pipeline, L.P.; Notice of Intent to Prepare an Environmental Assessment for the Planned Stage 3 Project, and Request for Comments on Environmental Issues

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of the Corpus Christi Liquefaction, LLC's (CCL's) and Cheniere Corpus Christi Pipeline, L.P.'s (CCPL's) Stage 3 Project (Project) involving the expansion of the liquefied natural gas (LNG) liquefaction and storage capacity of the previously approved Corpus Christi Liquefaction Project (Liquefaction Project) (Docket Nos. CP12-507-000 and CP12-508-000); and new associated bi-directional interstate natural gas pipeline facilities (Stage 3 Pipeline) in San Patricio County, Texas. The Commission will use this EA in its decision-making process to determine whether the Project is in the public convenience and necessity.

This notice announces the opening of the scoping process the Commission will use to gather input from the public and interested agencies on the Project. You can make a

difference by providing us with your specific comments or concerns about the Project. Your comments should focus on the potential environmental effects, reasonable alternatives, and measures to avoid or lessen environmental impacts. Your input will help the Commission staff determine what issues they need to evaluate in the EA. The Commission staff will also use the scoping process to help determine whether preparation of an environmental impact statement is more appropriate for this Project based upon the potential significance of the anticipated levels of impact. To ensure that your comments are timely and properly recorded, please send your comments so that the Commission receives them in Washington, DC on or before **September 16, 2015**.

If you sent comments on this Project to the Commission **before** the opening of this docket on June 9, 2015, you will need to file those comments in Docket No. PF15-26-000 to ensure they are considered as part of this proceeding.

This notice is being sent to the Commission's current environmental mailing list for this Project. State and local government representatives should notify their constituents of this planned Project and encourage them to comment on their areas of concern.

If you are a landowner receiving this notice, a pipeline company representative may contact you about the acquisition of an easement to construct, operate, and maintain the planned facilities. The company would seek to negotiate a mutually acceptable

agreement. However, if the Commission approves the Project, that approval conveys with it the right of eminent domain. Therefore, if easement negotiations fail to produce an agreement, the pipeline company could initiate condemnation proceedings where compensation would be determined in accordance with state law.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility On My Land? What Do I Need To Know?" is available for viewing on the FERC website ([www.ferc.gov](http://www.ferc.gov)). This fact sheet addresses a number of typically asked questions, including the use of eminent domain and how to participate in the Commission's proceedings.

### **Public Participation**

For your convenience, there are three methods you can use to submit your comments to the Commission. The Commission encourages electronic filing of comments and has expert staff available to assist you at (202) 502-8258 or [efiling@ferc.gov](mailto:efiling@ferc.gov). Please carefully follow these instructions so that your comments are properly recorded.

- 1) You can file your comments electronically using the [eComment](#) feature on the Commission's website ([www.ferc.gov](http://www.ferc.gov)) under the link to [Documents and Filings](#). This is an easy method for submitting brief, text-only comments

on a project;

- 2) You can file your comments electronically by using the [eFiling](#) feature on the Commission's website ([www.ferc.gov](http://www.ferc.gov)) under the link to [Documents and Filings](#). With eFiling, you can provide comments in a variety of formats by attaching them as a file with your submission. New eFiling users must first create an account by clicking on “[eRegister](#).” If you are filing a comment on a particular project, please select “Comment on a Filing” as the filing type; or
- 3) You can file a paper copy of your comments by mailing them to the following address. Be sure to reference the Project docket number (PF15-26-000) with your submission:

Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street NE, Room 1A  
Washington, DC 20426

Please note this is not your only public input opportunity; please refer to the review process flow chart in Appendix 1.<sup>1</sup>

### **Summary of the Planned Project**

CCL and CCPL plan to expand the LNG liquefaction and storage capacity of the recently authorized Liquefaction Project. The planned Project would include the addition of two liquefaction trains, each capable of processing up to approximately 700 million cubic feet per day of natural gas, one 160,000 cubic meter (m<sup>3</sup>) full containment LNG tank, one 22-mile-long, 42-inch-diameter pipeline, additional compression at the Sinton Compressor Station, and appurtenant facilities located within San Patricio County, Texas. According to CCL and CCPL, its Project would expand the Liquefaction Project's production capabilities and increase the sale of domestic natural gas as LNG to the global market.

The Stage 3 Project would consist of the following facilities:

- LNG Facilities:
  - Two LNG liquefaction trains, each capable of producing a maximum of approximately 5 million tonnes per annum of LNG;

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<sup>1</sup> The appendices referenced in this notice will not appear in the Federal Register. Copies of the appendices were sent to all those receiving this notice in the mail and are available at [www.ferc.gov](http://www.ferc.gov) using the link called "eLibrary" or from the Commission's Public Reference Room, 888 First Street NE, Washington, DC 20426, or call (202) 502-8371. For instructions on connecting to eLibrary, refer to the last page of this notice.

- One 160,000 m<sup>3</sup> full containment LNG storage tank;
  - Interconnecting piping and an LNG transfer line;
  - Control and safety systems; and
  - Utilities, infrastructure, and support systems.
- Pipeline Facilities:
  - An approximately 22-mile-long, 42-inch-diameter pipeline originating north of the City of Sinton, Texas and terminating at the Stage 3 Project LNG facilities;
  - Two electric motor driven compressor units to provide a total of approximately 32 megawatts of additional compression at the existing Sinton Compressor Station; and
  - Meter and regulator (M&R) stations, launcher/receiver facilities, and mainline valves (MLVs) at various locations along the planned pipeline route.

The general location of the Project facilities is shown in Appendix 2.

### **Land Requirements for Construction**

Construction of the LNG facilities would require approximately 826 acres of land, of which 658 acres will have been impacted by the previously authorized Liquefaction Project. Following construction, approximately 368 acres of land would be maintained

for permanent operation of the Project's LNG facilities, of which 351 acres was previously approved for operation of the Liquefaction Project facilities. CCL and CCPL are still in the design phase of the pipeline facilities, and workspace requirements for the M&R stations, launcher/receiver facilities, and MLVs have not been finalized. However, construction of the 42-inch pipeline, which would generally parallel the previously authorized 48-inch Corpus Christi Pipeline, and planned facilities at the Sinton Compressor Station would temporarily disturb a total of approximately 388 acres of land. Following construction, CCL and CCPL would maintain approximately 110 acres for operation of the new permanent pipeline easement. Permanent land impacts associated with operation of the planned facilities at the Sinton Compressor Station have yet to be determined.

### **The EA Process**

The National Environmental Policy Act (NEPA) requires the Commission to take into account the environmental impacts that could result from an action whenever it considers the issuance of a Certificate of Public Convenience and Necessity. NEPA also requires us<sup>2</sup> to discover and address concerns the public may have about proposals. This process is referred to as scoping. The main goal of the scoping process is to focus the analysis in the EA on the important environmental issues. By this notice, the

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<sup>2</sup> "We," "us," and "our" refer to the environmental staff of the Commission's Office of Energy Projects.

Commission requests public comments on the scope of the issues to address in the EA.

We will consider all filed comments during the preparation of the EA.

In the EA we will discuss impacts that could occur as a result of the construction and operation of the planned Project under these general headings:

- geology and soils;
- land use;
- water resources, fisheries, and wetlands;
- cultural resources;
- vegetation and wildlife;
- socioeconomics;
- air quality and noise;
- endangered and threatened species;
- public safety; and
- cumulative impacts.

We will also evaluate possible alternatives to the planned Project or portions of the Project, and make recommendations on how to lessen or avoid impacts on the various resource areas.



Although no formal application has been filed, we have already initiated our NEPA review under the Commission's pre-filing process. The purpose of the pre-filing process is to encourage early involvement of interested stakeholders and to identify and resolve issues before the FERC receives an application. As part of our pre-filing review, we have begun to contact some federal and state agencies to discuss their involvement in the scoping process and the preparation of the EA.

The EA will present our independent analysis of the issues. The EA will be available in the public record through eLibrary. We will consider all comments on the EA before we make our recommendations to the Commission. To ensure we have the opportunity to consider and address your comments, please carefully follow the instructions in the Public Participation section, beginning on page 2 of this notice.

With this notice, we are asking agencies with jurisdiction by law and/or special expertise with respect to the environmental issues related to this Project to formally cooperate with us in the preparation of the EA.<sup>3</sup> Agencies that would like to request cooperating agency status should follow the instructions for filing comments provided under the Public Participation section of this notice. Currently no agencies have expressed their intention to participate as a cooperating agency in the preparation of the EA to satisfy their NEPA responsibilities related to this Project.

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<sup>3</sup> The Council on Environmental Quality regulations addressing cooperating agency responsibilities are at Title 40, Code of Federal Regulations, Part 1501.6.

## **Consultations Under Section 106 of the National Historic Preservation Act**

In accordance with the Advisory Council on Historic Preservation's implementing regulations for section 106 of the National Historic Preservation Act, we are using this notice to initiate consultation with the Texas Historical Commission which has been given the role of the State Historic Preservation Officer (SHPO) for Texas, and to solicit the SHPO's review and those of other government agencies, interested Indian tribes, and the public on the Project's potential effects on historic properties.<sup>4</sup> We will define the Project-specific Area of Potential Effects (APE) in consultation with the SHPO(s) as the Project develops. On natural gas facility projects, the APE at a minimum encompasses all areas subject to ground disturbance (examples include construction right-of-way, contractor/pipe storage yards, compressor stations, and access roads). Our EA for this Project will document our findings on the impacts on historic properties and summarize the status of consultations under section 106.

## **Currently Identified Environmental Issues**

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<sup>4</sup> The Advisory Council on Historic Preservation regulations are at Title 36, Code of Federal Regulations, Part 800. Those regulations define historic properties as any prehistoric or historic district, site, building, structure, or object included in or eligible for inclusion in the National Register of Historic Places.

We have already identified several issues that we think deserve attention based on a preliminary review of the planned facilities and the environmental information provided by CCL and CCPL that we think deserves attention. This preliminary list of issues may change based on your comments and our analysis. The issues identified to date include impacts on:

- threatened and endangered species;
- vegetation, wildlife, and fisheries;
- land use and aesthetics;
- socioeconomics;
- public safety and reliability;
- air quality and noise;
- water use and quality; and
- cumulative impacts.

### **Environmental Mailing List**

The environmental mailing list includes federal, state, and local government representatives and agencies; elected officials; environmental and public interest groups; Native American Tribes; other interested parties; and local libraries and newspapers. This list also includes all affected landowners (as defined in the Commission's regulations) who are potential right-of-way grantors, whose property may be used

temporarily for project purposes, or who own homes within certain distances of aboveground facilities, and anyone who submits comments on the Project. We will update the environmental mailing list as the analysis proceeds to ensure that we send the information related to this environmental review to all individuals, organizations, and government entities interested in and/or potentially affected by the planned Project.

If we publish and distribute the EA copies will be sent to the environmental mailing list for public review and comment. **If you would prefer to receive a paper copy of the document instead of the CD version or would like to remove your name from the mailing list, please return the attached Information Request (Appendix 3).**

### **Becoming an Intervenor**

Once CCL and CCPL file their application with the Commission, you may want to become an “intervenor” which is an official party to the Commission’s proceeding. Intervenor play a more formal role in the process and are able to file briefs, appear at hearings, and be heard by the courts if they choose to appeal the Commission's final ruling. An intervenor formally participates in the proceeding by filing a request to intervene. Motions to intervene are more fully described at <http://www.ferc.gov/resources/guides/how-to/intervene.asp>. Instructions for becoming an intervenor are in the “Document-less Intervention Guide” under the “e-filing” link on the Commission’s website. Please note that the Commission will not accept requests for

intervenor status at this time. You must wait until the Commission receives a formal application for the Project.

### **Additional Information**

Additional information about the Project is available from the Commission's Office of External Affairs, at **(866) 208-FERC**, or on the FERC website ([www.ferc.gov](http://www.ferc.gov)) using the eLibrary link. Click on the eLibrary link, click on “General Search” and enter the docket number, excluding the last three digits in the Docket Number field (i.e., PF15-26). Be sure you have selected an appropriate date range. For assistance, please contact FERC Online Support at [FercOnlineSupport@ferc.gov](mailto:FercOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659. The eLibrary link also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

In addition, the Commission offers a free service called eSubscription which allows you to keep track of all formal issuances and submittals in specific dockets. This can reduce the amount of time you spend researching proceedings by automatically providing you with notification of these filings, document summaries, and direct links to the documents. Go to [www.ferc.gov/docs-filing/esubscription.asp](http://www.ferc.gov/docs-filing/esubscription.asp).

Finally, public meetings or site visits will be posted on the Commission's calendar located at [www.ferc.gov/EventCalendar/EventsList.aspx](http://www.ferc.gov/EventCalendar/EventsList.aspx) along with other related information.

Dated: August 17, 2015.

Kimberly D. Bose,  
Secretary.

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